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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**Declaration
Submitted
With Initial
Filing

OR

Declaration
Submitted after Initial
Filing (surcharge
(37 CFR 1.16 (e))
required)

Attorney Docket Number

LMND.P082X

First Named Inventor

Matthew R. Seimon

COMPLETE IF KNOWN

Application Number

To be assigned

Filing Date

April 12, 2004

Art Unit

To be assigned

Examiner Name

To be assigned

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Catheter Systems For Crossing Total Occlusions In Vasculature

(Title of the Invention)

the specification of which



Is attached hereto

OR



was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(If applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

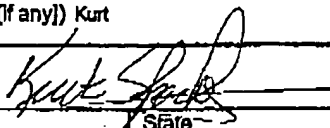
[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: <input type="checkbox"/> Customer Number: OR <input checked="" type="checkbox"/> Correspondence address below			
Name Sherrill Gregory & Courtney LLP			
Address 4880 Stevens Creek Boulevard, Suite 201			
City San Jose		State California	ZIP 95129
Country USA	Telephone (408) 236-6646	Fax (408) 236-6641	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any)) Matthew R.		Family Name or Surname Selmon	
Inventor's Signature			Date
Residence: City Redwood City	State California	Country USA	Citizenship USA
Mailing Address 400 Chesapeake Drive			
City Redwood City	State California	ZIP 94063	Country USA
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any)) Kurt		Family Name or Surname Sparks	
Inventor's Signature 			Date 4/12/04
Residence: City Redwood City	State California	Country USA	Citizenship USA
Mailing Address			
City Redwood City	State California	ZIP 94063	Country USA
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the TWO supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			

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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet
Page <u>3</u> of <u>4</u>	


Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Ray		Beteila	
Inventor's Signature		Date <u>4/12/04</u>	
Residence: City Redwood City	California State	USA Country	USA Citizenship
400 Chesapeake Drive Mailing Address			
Mailing Address			
City Redwood City	California State	94063 Zip	USA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Ben		Clark	
Inventor's Signature		Date <u>4/12/04</u>	
Residence: City Redwood City	California State	USA Country	USA Citizenship
400 Chesapeake Drive Mailing Address			
Mailing Address			
City Redwood City	California State	94083 Zip	USA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Jason		Kaiser	
Inventor's Signature		Date <u>12 April 2004</u>	
Residence: City Redwood City	California State	USA Country	USA Citizenship
400 Chesapeake Drive Mailing Address			
Mailing Address			
City Redwood City	California State	94083 Zip	USA Country

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If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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DECLARATION**ADDITIONAL INVENTOR(S)**
Supplemental SheetPage 4 of 4

Name of Additional Joint Inventor, If any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Rob		Deckman	
Inventor's Signature		Date	
Residence: City Redwood City	California State	USA Country	USA Citizenship
400 Chesapeake Drive Mailing Address			
Mailing Address			
City Redwood City	California State	94063 Zip	USA Country
Name of Additional Joint Inventor, If any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Enk		Jai THAI	
Inventor's Signature 		Date 04/12/04	
Residence: City Redwood City	California State	USA Country	USA Citizenship
400 Chesapeake Drive Mailing Address			
Mailing Address			
City Redwood City	California State	94063 Zip	USA Country
Name of Additional Joint Inventor, If any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	Zip	Country

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If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Atty. Docket No.: LMND.P082X

PATENT

IN THE UNITED STATES PATENT OFFICE

In Re Patent Application of:)	
Matthew R. Selmon et al.)	Examiner: To be assigned
Application No.: To be assigned)	Art Unit: To be assigned
Filed: April 12, 2004)	
For: CATHETER SYSTEMS FOR CROSSING)	
<u>TOTAL OCCLUSIONS IN VASCULATURE</u>)	

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Power of Attorney by Assignee and Certification
Under 37 CFR §3.73(b)

Sir:

I, the undersigned, acting on behalf of the Assignee of the entire right, title and interest in the above-referenced patent application, hereby revoke all prior powers of attorney for said application and appoint the practitioners at Customer Number 30554, the Customer Number of Shemwell Gregory & Courtney LLP, as my/our attorney(s) or agent(s) to prosecute said application, and to transact all business in the United States Patent and Trademark Office connected therewith. This appointment is to the exclusion of the inventor(s) and their attorney(s) and agent(s) in accordance with the provisions of 37 CFR 3.71.

Effective immediately, please direct all further communications in the above-identified patent application to the following address:

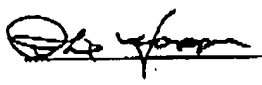
Shemwell Gregory & Courtney LLP
4880 Stevens Creek Blvd., Suite 201
San Jose, CA 95129

Telephone: (408) 236-6646
Facsimile: (408) 236-6641
Customer No. 30554

In accordance with 37 CFR 3.73(b), I hereby certify that I am empowered to act on behalf of the Assignee. To the best of my knowledge and belief, title is in the Assignee, as evidenced by the duly executed assignment document enclosed herewith.

I further declare that these statements were made with the knowledge that willful false

statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, USC §1001 and that such willful false statements may jeopardize the validity of the this application or any patent resulting therefrom.

ASSIGNEE: LuMend, Inc.
Signature: 
Typed Name: Phil Hopper
Title: PRESIDENT, CEO
Date: 4/12/04
Address: 400 Chesapeake Drive
Redwood City, California 94063